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Filing date: **08/31/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91228569
Party	Defendant True Fabrications, Inc.
Correspondence Address	VICKY BAJWA True Fabrications Inc 154 N 35th St Seattle, WA 98103-8657 vicky@truefabrications.com
Submission	Answer
Filer's Name	Vicky Bajwa
Filer's e-mail	vicky@truebrands.com
Signature	/Vicky Bajwa/
Date	08/31/2016
Attachments	Answer to Notice to Opposition.pdf(155157 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Trademark Application Serial No. 86765971

Filing Date: September 23, 2015

Mark: REVEL PAPER

Published in the *Official Gazette*: February 17, 2016

PAPER INK PRESS, LLC,

Opposer

Opposition No.

91228569

v.

TRUE FABRICATIONS, INC.

Applicant

APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

Applicant, True Fabrications, Inc., ("Applicant"), for its answer to the Notice of Opposition filed by Paper Ink Press, LLC ("Opposer") against application for registration of Applicant's trademark REVEL PAPER, Serial No. 86765971 filed September 23, 2015, and published in the Official Gazette of February 9, 2016 (the "Mark"), pleads and avers as follows:

1. Admitted.
2. Applicant admits that Opposer has filed for a PTO trademark and has been assigned Serial No. 86765464 that has issued into a registration. Applicant lacks knowledge and information sufficient to form a belief as to the truth of the allegations in paragraph 2 and therefore denies those

allegations.

3. Applicant denies the allegations contained in paragraph 3.

4. Applicant lacks knowledge and information sufficient to form a belief as to the truth of the allegations in paragraph 4 and therefore denies those allegations.

5. Applicant makes no answer to the allegations in paragraph 5 to the extent those allegations state legal conclusions rather than facts. Further, Applicant lacks knowledge and information sufficient to form a belief as to the truth of the allegations in paragraph 5 and therefore denies those allegations.

6. Applicant makes no answer to the allegations in paragraph 6 to the extent those allegations state legal conclusions rather than facts. Further, Applicant lacks knowledge and information sufficient to form a belief as to the truth of the allegations in paragraph 6 and therefore denies those allegations.

7. Applicant denies the allegations contained in paragraph 7.

8. Applicant makes no answer to the allegations in paragraph 8 to the extent those allegations state legal conclusions rather than facts. Further, Applicant denies that Opposer will be damaged by the registration of U.S. Serial No. 86755721 or that Opposer is entitled to any relief requested in the Notice of Opposition.

9. Applicant lacks knowledge and information sufficient to form a belief as to the truth of the allegations in paragraph 9 and therefore denies those allegations.

10. Applicant lacks knowledge and information sufficient to form a belief as to the truth of the allegations in paragraph 10 and therefore denies those allegations.

AFFIRMATIVE DEFENSES

Applicant asserts that the following affirmative defense bar Opposer's requested relief in its

Notice of Opposition.

First Affirmative Defense

One of more of Opposer's claims fail to state a claim upon which relief may be granted.

Second Affirmative Defense

One or more of Opposer's claims are barred by because there is no likelihood of confusion, mistake or deception because, *inter alia*, the Mark and the alleged trademark of Opposer are not confusingly similar.

Third Affirmative Defense

One or more of Opposer's claims are barred by Applicant's superior rights to the Mark by virtue of its use of the Mark in commerce.

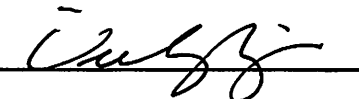
Fourth Affirmative Defense

One or more of Opposer's claims are barred by the equitable defenses of laches, acquiescence, waiver, or estoppel.

Fifth Affirmative Defense

Applicant hereby gives notice that it may rely on any other defenses that may become available or appear proper during discovery, and hereby reserves its right to amend this Answer to assert any such defenses.

Respectfully Submitted,
TRUE FABRICATIONS, INC.

By: 

Vicky Bajwa, Attorney for Applicant
True Fabrications, Inc.
154 N 35th Street
Seattle, WA 98103
Tel.: (206) 209-5561
Fax: (206) 299-9345

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 31st August, 2016, a true copy of the foregoing ANSWER TO NOTICE OF OPPOSITION is being deposited with the U.S. Postal Service as first class mail, postage prepaid, to Counsel for Opposer at the address below, and that courtesy service is being made via e-mail as well:


VIA EMAIL AND FIRST CLASS MAIL

H. Michael Brucker, Esq.
H. Michael Brucker Law Corp.
5855 Doyle Street, Suite 110
Emeryville, CA 94608

Email: michael@hmblawoffice.com

CERTIFICATE OF ELECTRONIC FILING

The undersigned certifies that a true copy of the foregoing ANSWER TO NOTICE OF OPPOSITION is being filed with the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals (ESTTA) on this 31st day of August, 2016.

By: 

Vicky Bajwa, Attorney
True Fabrications, Inc.
154 N 35th Street
Seattle, WA 98103
Tel.: (206) 209-5561
Fax: (206) 299-9345

Attorney for Applicant